

**CITY COUNCIL OF THE CITY OF SAN DIEGO
SUPPLEMENTAL DOCKET NUMBER 1
FOR THE REGULAR MEETING OF
MONDAY, APRIL 7, 2003**

SPECIAL ORDERS OF BUSINESS

ITEM-S400: University of San Diego Men's Basketball Team.

MAYOR MURPHY'S RECOMMENDATION:

Adopt the following resolution:

(R-2003-1184)

Recognizing the University of San Diego Men's Basketball Team for an impressive and exciting 2002-2003 basketball season;

Proclaiming April 7, 2003 to be "University of San Diego Men's Basketball Day" in the City of San Diego.

SPECIAL ORDERS OF BUSINESS

ITEM-S401: Applause! Applause! Arts for San Diego's Youth Day.

COUNCILMEMBER ZUCCHET'S RECOMMENDATION:

Adopt the following resolution:

(R-2003-1153)

Commending Applause! Applause! Arts for San Diego's Youth for its outstanding efforts, and supports and encourages the mission and goals of Applause! Applause!

Recognizing Applause! Applause! for its accomplishments for improving the lives of people of San Diego;

Proclaiming April 7, 2003 to be "Applause! Applause! Arts for San Diego's Youth Day" in the City of San Diego.

SPECIAL ORDERS OF BUSINESS

ITEM-S402: Mr. Vincent Nguyen Day.

COUNCILMEMBER LEWIS' RECOMMENDATION:

Adopt the following resolution:

(R-2003-1177)

Commending Mr. Vincent Nguyen for his service and dedication to the City of San Diego;

Proclaiming April 7, 2003 to be “Mr. Vincent Nguyen Day” in the City of San Diego in honor of receiving the Fourth Annual City of San Diego Dr. Martin Luther King, Jr. Sanitation Worker Award.

ADOPTION AGENDA, CONSENT ITEMS RESOLUTIONS:

*ITEM-S403: Two actions related to Improvements of Jamacha Road from Meadowbrook Drive to Cardiff Road - Award.

(Skyline-Paradise Hills Community Area. District-4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2003-1010)

Authorizing the City Manager to accept the bid from Arrieta Construction for the construction of the Roadway and Water Improvements of Jamacha Road (Project) in an amount not to exceed \$1,052,074, including the Base Bid and Additive Alternate “B” for all phases of the construction work;

Authorizing the City Manager to award a phase funded contract (Contract) to Arrieta Construction and to execute Phase One of the Contract in the amount of \$870,000, of which an amount not to exceed \$470,000 is from Water Fund 41500, and an amount not to exceed \$400,000 is from TransNet Fund 30300;

Authorizing the City Manager to execute Phase Two of the Contract for the Project in an amount not to exceed \$182,074, provided that the City Auditor and Comptroller first certifies that funds necessary for expenditure under established contract funding phases are, or will be, on deposit with the City Treasurer;

Authorizing the City Manager to expend an additional amount in Fiscal Year 2004 not to exceed \$102,606 from Water Fund 41500, CIP-73-083.0, Annual Allocation - Water Main Replacement, for the construction and related costs of the Project, provided that the City Auditor and Comptroller first certifies that funds necessary for expenditure under established contract funding phases are, or will be, on deposit with the City Treasurer;

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$250,000 from Water Fund 41500, CIP-73-277.0, Annual Allocation - Standpipes and Reservoirs to Water Fund 41500, CIP-73-083.0, Annual Allocation - Water Main Replacements;

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$450,000 from Water Fund 41500, Program 76226, Unallocated Reserve, to Water Fund 41500, CIP-73-083.0, Annual Allocation - Water Main Replacements;

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$150,000 within TransNet Funds, from CIP-52-654.0, Lisbon Street Widening, to CIP-52-509.0, The Roadway and Water Improvements of Jamacha Road, should the funds necessary for the expenditures described herein be unavailable as part of the Fiscal Year 2004 budget;

Authorizing the City Auditor and Comptroller to expend in Fiscal Year 2004 an additional amount not to exceed \$150,000 from TransNet Funds, CIP-52-509.0, The Roadway and Water Improvements of Jamacha Road, provided that the City Auditor and Comptroller first furnishes a certificate demonstrating that funds necessary for expenditure are, or will be, on deposit with the City Treasurer;

Authorizing the City Auditor and Comptroller, upon the direction of the City Manager, to reallocate the funding sources for TransNet funds between TransNet Cash and Commercial Paper funded projects as may be appropriate to maximize the use of TransNet Cash and minimize the use of Commercial Paper funding for CIP-52-509.0.

Subitem-B: (R-2003-1164)

Declaring that the information contained in the final Negative Declaration LDR-95-0207, including any comments received during the public review process, has been previously reviewed and considered by Council and that it is determined that no substantial changes or new information of substantial importance within the meaning of CEQA Guideline Section 15162 would warrant any additional environmental review in connection with approval of the construction of the Roadway and Water Improvements of Jamacha Road;

Directing the City Clerk to file a Notice of Determination (NOD) with the Clerk of the Board of Supervisors for the County of San Diego regarding the

project.

CITY MANAGER SUPPORTING INFORMATION:

This action will provide for the construction of The Jamacha Road Improvements project which consists of widening Jamacha Road from Meadowbrook Drive to Cardiff Street in accordance with the community plan. The proposed design will improve the drainage and traffic safety along this segment of the roadway as well as providing permanent sidewalk for pedestrians.

In addition, the Water Department is planning to work in the same area to replace deteriorated water mains, fire hydrants, gate valves and requested the work be included in this project to eliminate future disturbance of the new road. This action will provide for all remaining work, including replacement of the water mains.

The project was advertised in August 2002 for the construction contract. As part of this bid process, Arrieta Construction was deemed the lowest responsible bidder having passed the SCOP and other requirements. Their price bid for the work is \$1,052,074, which exceeded the previous estimates by \$252,606 (24%), (\$150,000 is for road work and \$102,606 is for water). After an evaluation of the bids, it is not anticipated that rebidding the project would result in lower bids.

FISCAL IMPACT:

No expenditures are anticipated to be incurred against commercial paper at this time. The total cost of this project is \$1,618,846, of this \$1,311,871 was authorized by previous council actions. Roadway funding for this action in the amount of \$150,000, if not made available as part of the Fiscal Year 2004 budget, is available from Fund 30306, CIP-52-654.0, Lisbon Street Widening, for the water improvements, funding is available in the amount of \$102,606 from Water Fund 41500, CIP-73-083.0, Annual Allocation -Water Main Replacement.

In an effort to defer the issuance of commercial paper, available cash in the amount of \$150,000 will be identified through our cash management process. This project will be phase funded over Fiscal Year 2003 (\$1,311,871) and Fiscal Year 2004 (\$306,975).

Loveland/Belock/PKB

Aud. Certs. 2301022 and 2301023.

ADOPTION AGENDA, CONSENT ITEMS

RESOLUTIONS:

*ITEM-S404: Grant Application - FEMA U.S. Fire Administration Assistance to Firefighters-Comprehensive Wellness Program.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2003-1154)

Authorizing the City Manager, or his representative, to make application to the Department of Homeland Security-Federal Emergency Management Agency's U. S. Fire Administration, for grant funds of \$750,000 from the Assistance to Fire Fighters Grant Program, for the development of a comprehensive Wellness Program for the Fire-Rescue Department;

Authorizing the City Manager, or his representative, to take all necessary actions to secure grant funding and enter into an agreement for this project;

Authorizing the City Auditor and Comptroller to accept, appropriate, and expend funds if grant is secured;

Authorizing the City Auditor and Comptroller to establish a special interest-bearing fund for the grant;

Certifying that the City of San Diego has, or will have available, prior to commencement of any work on the project, the required grant match;

Certifying that this Council has reviewed, understands, and agrees to the general provisions contained in the contract shown in the Assistance to Firefighters Grant Program Final Rule and Notice.

CITY MANAGER SUPPORTING INFORMATION:

The U. S. Fire Administration administers the Assistance to Firefighters Grant Program for the Department of Homeland Security Federal Emergency Management Agency. The intent of this program is to provide grant funding to local fire departments to protect the health and safety of the public and firefighting personnel against fire and fire-related hazards, and to provide assistance for fire prevention programs.

This action authorizes the City Manager to submit a grant request to the Federal Emergency Management Agency's U. S. Fire Administration for the development of a comprehensive Wellness Program to serve the members of the Fire Rescue Department. Once funded, the new Fire-Rescue Department will operate a mandatory, comprehensive Wellness Program for firefighters at the former Camp Nimitz (NTC) facility. The new Wellness Program will consolidate current health screening and immunization activities into one program to improve monitoring and compliance.

In addition, the new program will provide a variety of additional wellness services including physical examinations, fitness instruction, nutritional counseling and illness and injury prevention. The goals of the new Wellness Program are:

- Ensure all rescue personnel are physically able to safely accomplish their work responsibilities;

- Reduce the number, severity and frequency of firefighter injuries;
- Increase employee morale;
- Reduce the frequency of sick-time related absenteeism, thus reducing overtime expenditures;
- Decrease workers' compensation costs.

FISCAL IMPACT:

If the grant is secured, the City will receive \$750,000 from the Department of Homeland Security Federal Emergency Management Agency. The minimum required match for the grant is 30 percent of the total project cost. Total project costs for the Wellness Program are estimated to be \$1,070,562. Matching funds will be provided through three sources: existing Fire-Rescue Department budgeted funds for health-related activities; funds from the International Association of Firefighters Local 145 and in-kind services from a corporate partnership. The goal of the Wellness Program is to generate sufficient revenue to become self-sustaining. Revenues will be generated by providing billable health/wellness services to other fire departments in the San Diego region.

Uberuaga/Bowman/MLM

ADOPTION AGENDA, CONSENT ITEMS
RESOLUTIONS:

*ITEM-S405: San Diego National Bank Day.

COUNCILMEMBER LEWIS' RECOMMENDATION:

Adopt the following resolution:

(R-2003-1178)

Commending San Diego National Bank - Southeastern Branch for their community involvement and dedication to the citizens of the Fourth Council District;

Proclaiming April 10, 2003 to be "San Diego National Bank Day" in the City of San Diego.

ADOPTION AGENDA, CONSENT ITEMS
RESOLUTIONS:

*ITEM-S406: Appointments and Reappointments to the Senior Affairs Advisory Board.

(See memorandum from Mayor Murphy dated 3/28/2003 with resumes

attached.)

MAYOR MURPHY'S RECOMMENDATION:

Adopt the following resolution:

(R-2003-1170)

Council confirmation of the following appointments and reappointments by the Mayor to the Senior Affairs Board, for terms ending May 31, 2005, all representing the City at Large Sr. - Representative category:

Reappointments

William Liu

B. J. Spitler

Appointments

Dolli Culter (replacing Paul Thomas, who has resigned.)

Rosemary White-Pope (replacing Jewell Hooper, who has resigned.)

ADOPTION AGENDA, DISCUSSION, HEARINGS

SPECIAL HEARINGS:

ITEM-S407: Conference with Real Property Negotiator, pursuant to California Government Code Section 54956.8:

Property: Qualcomm Stadium

Agency Negotiator: Assistant City Attorney Leslie J. Girard, Deputy City Manager Bruce Herring, Paul Jacobs, Esq., Daniel S. Barrett, and Robert Kheel.

Negotiating Parties: City of San Diego and the San Diego Chargers

Under Negotiation: Real Property Interests at the Qualcomm Stadium site pursuant to the recommendations of the Citizens Task Force on Chargers Issues, and pursuant to the terms of Paragraph 31 of the 1995 Agreement for the Partial Use and Occupancy of Qualcomm Stadium.

Prior to Council discussion in Closed Session and in compliance with the Brown Act, (California Government Code Section 54956.8) this item is listed on the docket **only** for public testimony.

There is no Council discussion of this item. The City Council's actions

are:

1) Open the Public Hearing and accept testimony from any members of the public wishing to address the Council on this subject; 2) Conclude and close the public hearing; and 3) Refer the matter to Closed Session.

NOTE: Members of the public wishing to address the Council on this item should speak "in favor" or "in opposition" to the subject.